S.B. CR.MISC.BAIL APPL.NO.7256/2007.

Kashmir Singh
Vs.
State

Date of order : 2/11/2007.

HON'BLE MR.JUSTICE MOHAMMAD RAFIQ

Ms. Prerna Sharma for the petitioner.
Shri Harshvardhan Nandvana PP for the State.

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Heard learned counsel for the petitioner, learned Public Prosecutor for the State and perused the relevant documents placed before me.

Learned counsel for the petitioner has argued that the allegation against the petitioner is of committing offence u/S.16/54 of the Rajasthan Excise Act having possessed of 14 bottles of illicit liquor recovered from him. It was argued that no previous criminal case was ever registered against the petitioner and investigation is almost complete. Further detention of the petitioner is therefore no longer required for any purpose of investigation. Trial of the case will take long.

Learned Public Prosecutor has opposed the bail application.

Without expressing any opinion on the merits of the case but taking into consideration the aforesaid arguments, I deem it appropriate to enlarge the petitioner on bail during trial.

In the result, this bail application u/S.439 Cr.P.C. is allowed and it is directed that petitioner Kashmir Singh S/o Ratan Singh shall be released on bail in F.I.R. No.108/2007 P.S. Kumher, Distt.Bharatpur for offence under Section 16/54 of the Rajasthan Excise Act subject to his furnishing a personal bond in the sum of Rs.30,000/- together with two sureties in the sum of Rs.15,000/- each to the satisfaction of the trial Court for his appearance before that court on all dates of hearing until conclusion of the trial.

(MOHAMMAD RAFIQ), J.

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